

# Order

Michigan Supreme Court  
Lansing, Michigan

July 2, 2010

Marilyn Kelly,  
Chief Justice

139348 & (69)

Michael F. Cavanagh  
Elizabeth A. Weaver  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Diane M. Hathaway,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 139348  
COA: 278617  
Wayne CC: 07-004190-01

ANTHONY RABY,  
Defendant-Appellant.

---

By order of December 9, 2009, this case was remanded to the Court of Appeals for reconsideration of the defendant's Confrontation Clause issue in light of *Melendez-Diaz v Massachusetts*, \_\_\_ US \_\_\_; 129 S Ct 2527; 174 L Ed 2d 314 (2009). On order of the Court, the Court of Appeals having issued an opinion on remand, the application for leave to appeal the March 31, 2009 judgment of the Court of Appeals is again considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court.

KELLY, C.J., would hold this case in abeyance for *People v Lewis*, Docket No. 140704, in which, by order of June 30, 2010, we directed the State Appellate Defender Office to file a supplemental application for leave to appeal.



0629

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

July 2, 2010

*Corbin R. Davis*

Clerk